

UNITED STATES DISTRICT COURT
for the SOUTHERN DISTRICT OF NEW YORK

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UNITED STATES OF AMERICA, :

- against -

: 98 Cr. 1023 (S-10) (LAK)

Hage, et al., includ.
AHMED KHALFAN GHAILANI

:

Defendant.

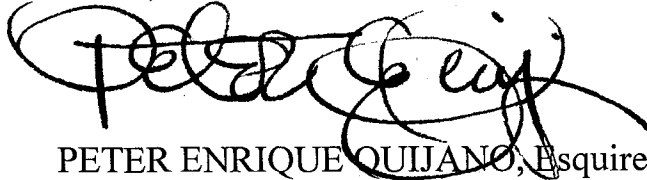
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**MOTION TO DISMISS INDICTMENT
DUE TO THE DENIAL OF DEFENDANT'S
CONSTITUTIONAL RIGHT TO A SPEEDY TRIAL**

AND NOW comes the defendant AHMED KHALFAN GHAILANI, by his attorneys, Peter Enrique Quijano, Esq., Gregory E. Cooper, Esq., and Michael K. Bachrach, Esq., who will move this Court before the Honorable Lewis A. Kaplan, United States District Judge for the Southern District of New York, in the United States Courthouse, 500 Pearl Street, New York, New York, at a date and time convenient to the Court, for an order dismissing the Indictment with prejudice against Ahmed Khalfan Ghailani, under the Speedy Trial Clause of the Sixth Amendment, the Due Process Clause of the Fifth Amendment, and Federal Rule of Criminal Procedure 48(b)(3), as a result of the unnecessary delay in bringing the defendant to trial, and for any other such relief as this Court deems just and proper.

Dated: New York, New York
November 16, 2009

Yours, etc.



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TO: Honorable Lewis A. Kaplan
United States District Judge
United States District Court
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